

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Irrigation Department - Allegation of corruption against Sri Thoutam Rajeshwar S/o Late Narayana, Assistant Engineer, Irrigation, Rayaparthi Section, I/C Wardhannapet Section, Warangal District-Sanction of Prosecution-Orders-Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Ms.No. 208.

Dated: 06-12-2008

ORDER

Whereas, Sri Thoutam Rajeswar, worked as Assistant Engineer, Irrigation, Rayaparthi Section, Warangal District from 01-09-2001 to 23-09-2006 as well as he was in charge of Wardhannapet Section, Warangal District from 21-04-2006 to 23-09-2006 and by virtue of the post held by him he falls under the category of public servant as defined under clause (c) section 2 of the Prevention of Corruption Act, 1988 (Central Act,49 of 1988);

2. And whereas, it is alleged that Sri Cholleti Narendar Reddy, S/o Gopal Reddy, Occ: Civil Contractor, R/o H.No.2-8-661, Bhavani Nagar, Hanamkonda, N/o Kartial (Village), Wardhannapet (Mandal), Warangal District visited the office of the Deputy Superintendent of Police, Anti Corruption Bureau, Warangal on 22-06-2006 at about 10-00 A.M., and lodged a written complaint in Telugu stating that he is working as civil contractor and in May, 2006 he took up the work of "Breach filling of Kadari Cheruvu" of his neighboring village Kadarigudem from Irrigation Department, Warangal. The cost of the said work was estimated for Rs.2,02,998/- and he entered into an agreement with the Irrigation Department, Warangal for executing the said work. He completed the work in July,2006. After that he met Sri T.Rajeswar, in charge Assistant Engineer, Irrigation, Wardhannapet Section, Warangal District in the last week of July, 2006 and requested him to prepare the bill after recording the measurements. Accordingly the Assistant Engineer took the measurements of his work but did not record in Measurements Book. Again about 20 days back he met Sri T.Rajeshwar, Assistant Engineer and requested him to prepare the bill and to record the measurements in the Measurements Book. Then Sri T.Rajeswar, Assistant Engineer demanded an amount of Rs.15,000/- as a bribe for recording the measurements in Measurements Book and for preparing the bill. He expressed his inability to pay such a huge amount as a bribe , but the Assistant Engineer did not listen to him. Again on 16-09-2006 he met Sri T.Rajeshwar, Assistant Engineer at his residence in Hanamkonda and requested him for preparing the Measurements Book and the bill. But the Assistant Engineer reiterated his earlier demand of bribe of Rs.15,000/- and clearly told that his work will be done only when he pays the bribe amount. On his persistent requests the Assistant Engineer reduced the bribe amount of Rs. 10,000/- and clearly stated that, his work would be done only on the payment of the bribe. Sri Cholleti Narendar Reddy who was not willing to pay the bribe as demanded by T.Rajeshwar, Assistant Engineer, preferred a written

(P.T.O.)

complaint with the Deputy Superintendent of Police, Anti-Corruption Bureau, Warangal Range, Warangal against Sri.T.Rajeshwar, Assistant Engineer which was registered as a case in Cr.No.08/ACB-WRL/2006 under section 7 of Prevention of Corruption Act, 1988 on 23-09-2006 after due verification and he took up investigation;

3. And whereas, it is further alleged that, during the course of trap on 23-9-2006 Sri T.Rajeshwar, Assistant Engineer demanded and accepted the tainted amount of Rs.10,000/- (Rupees Ten Thousand) from Sri Ch. Narendar Reddy as illegal gratification other than legal remuneration for showing official favour in recording the work in Measurements Book and for preparing the bill for the contract work i.e, Breach Filling Work to Kadari Cheruvu of Kadarigudem Village, Wardhanapet Mandal, Warangal District executed by Sri Ch.Narendar Reddy and was trapped by the Deputy Superintendent of Police, Anti-Corruption Bureau, Warangal Range, Warangal in Crime No: 8/ACB-WRL/2006. Both hand fingers of Sri T.Rajeshwar, Assistant Engineer when subjected to sodium carbonate solution test, yielded positive result and the tainted amount of Rs.10,000/- was recovered from the possession of Sri T.Rajeshwar, Assistant Engineer at his instance i.e., from his table right side drawer in the presence of mediators. The contact portion with the tainted currency notes i.e., the left side corner portion of the right side uppermost drawer of the table of Sri T.Rajeshwar. Assistant Engineer was subjected to sodium carbonate solution test with the help of cotton swab, it also yielded positive result;

4. And whereas, the above said acts of Sri. T.Rajeshwar, Assistant Engineer, Irrigation, Rayaparthi section, Incharge Wardhannapet section, Warangal District constitute offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49, 1988);

5. And whereas, the Government of Andhra Pradesh being the competent authority to remove the said Sri.T.Rajeshwar, Assistant Engineer, Irrigation, Rayaparthi section, Incharge Wardhannapet section, Warangal District (now under suspension), from Government service after fully and carefully examining the material placed before them in respect of the said allegations and having regard to the facts and circumstances of the case, consider that the said Sri T.Rajeshwar, Assistant Engineer should be prosecuted in a competent Court of law, for the said offences;

6. Now, therefore in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri T.Rajeshwar, Assistant Engineer, Irrigation, Rayaparthi section, I/c Wardhannapet section, Warangal District for the aforesaid offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law for the

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time being in force in respect of the above said acts and for taking cognizance of the said offences by a Court of Competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(S.P.TUCKER)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau, Hyderabad.
Copy to:
The Law (B) Department.

//FORWARDED BY ORDER//

SECTION OFFICER